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PTO/SB/17 (12-04v2)

Approved for use through 07/31/2008. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,330.00

Complete if Known

Application Number 10/764,621
Filing Date January 28, 2004
First Named Inventor Rolando M. Puno, et al.
Examiner Name David C. Comstock
Art Unit 3733
Attorney Docket No. MSDI-292/PC1008.00

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):

☒ Deposit Account Deposit Account Number: 12-2424 Deposit Account Name: Krieg DeVault Lundy

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below

☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17

☒ Credit any overpayments

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | 0.00 |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims 55 - 40 or HP = 15 x 50.00 = 750.00

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims 5 - 3 or HP = 2 x 200.00 = 400.00

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)

100 - 100 = 0 / 50 = 0

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Supplemental Information Disclosure Statement

180.00

SUBMITTED BY

Signature

Douglas B. Collier

Registration No.

(Attorney/Agent) 43,556

Telephone 317-636-4341

Name (Print/Type)

Douglas A. Collier

Date April 18, 2007

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent
application of:
Rolando M. Puno, et al.

Serial No. 10/764,621

Filed: January 26, 2004

METHODS AND INSTRUMENTS FOR
INSERTING INTERVERTEBRAL GRAFTS
AND DEVICESBefore the Examiner:
David C. ComstockGroup Art Unit:
3733Atty. Docket No.:
MSDI-292/PC1008.00

April 18, 2007

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENTCommissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Pursuant to the duty of disclosure embodiment in 37 C.F.R. §1.56, applicant wishes to bring to the attention of the Examiner the following patents, publication and/or other information listed on the attached PTO Form 1449.

This information is not believed to have previously submitted in this application, and has not heretofore been cited by the Examiner. The filing of this Supplemental Information Disclosure Statement shall not construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56 or prior art.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

April 18, 2007
(Date of Transmission)

Douglas A. Collier
Name of Registered Representative
Douglas A. Collier
Signature

April 18, 2007
Date of Signature

04/19/2007 HGUTENR1 00000014 10764621

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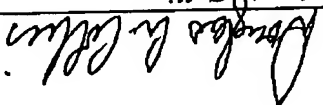
USN 10/764,621
Supplemental IDS
MSDI-292/PC1008.00

USSH 10/764,621
Supplemental IDS
MSDI-292/PC1008.00

KD_IM-961410-1

Douglas A. Collier
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By:



Respectfully submitted:

This information is being cited after receipt of an office action on the merits, but before the mailing of a final office action or notice of allowance. Therefore, the required fee is enclosed for consideration of the same. Should any additional fees be required, please charge the same to Deposit Account 12-2424, but not including the payment of any issue fees that are or may become due.

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. * Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). * For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. * Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. * Applicant is to place a check mark here if English language translation is attached.

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| Substitution for form 1449PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary) | | Sheet 1 of 1 |
| Application Number 10/764,621 | Filing Date Jan. 26, 2004 | First Named Inventor Rolando M. Puno et al. |
| Art Unit 3733 | Examiner Name David C. Comstock | Attorney Docket Number MSDI-292/PC1008.00 |

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